IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.14236 -M of 2007

DATE OF DECISION: MARCH 9, 2007

Karnail Singh

...PETITIONER

VERSUS

Superintendent of Police, Majitha and others

...RESPONDENTS

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.D.S.Pheruman, Advocate,
for the petitioner.

...

The petitioner has filed this petition under Section 482 Cr.P.C. for registration of a criminal case against respondents No.5 to 10 on the basis of the complaint (Annexure P9) made by the petitioner to the Senior Superintendent of Police, Pilice District Majitha, District Amritsar.

I have heard the counsel for the petitioner and gone through the contents of the complaint. Keeping in view the facts and circumstances of the case, I am of the opinion that the dispute is purely of civil nature. Even otherwise, it is not the exceptional case where power under Section 482 Cr.P.C. should be exercised by this court for issuing the aforesaid direction, as the petitioner has an alternative remedy open to him as has been so held by this Court in ***Mithlesh Kumari v. State of Punjab***, 2002 (4) RCRCriminal) 541 and by the Hon'ble Supreme Court in ***Gangadhar Janardan Mhatra v. State of Maharashtra and others***, (2004) 7 SCC 768 and ***Minu Kumari and another v. State of Bihar and others***, (2006) 4 SCC 359.

Dismissed.

March 9, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE